

SENSITIVE

Man1-ID: MAOPP1 MANUAL OF ADMIN OPERATIONS AND PROCEDURES PART 1

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SECTION 0. INVESTIGATIVE AUTHORITY AND RESPONSIBILITY

**EffDte: 10/17/1983 MCRT#: 0 Div: DOD9 Cav: SecCls:

0-1 AUTHORITY OF THE DIRECTOR

| The Director's authority is derived from a number of
| statutory and regulatory sources. For example, Sections 531 through
| 540a of Title 28, United States Code, provide for the appointment of
| the Director and enumerates some of his powers. More importantly,
| with regard to promulgation of this Manual, Section 301 of Title 5,
| United States Code, authorizes the head of an Executive department to
| "prescribe regulations for the government of his department, the
| conduct of its employees, the distribution and performance of its
| business, and the custody, use, and preservation of its records,
| papers, and property." The Attorney General, as head of the
| Department of Justice, has delegated the authority reposed in her by
| Section 301 to the Director in a variety of orders and regulations.
| Foremost among these delegations are Subpart P and Section 0.137 of
| Title 28, Code of Federal Regulations. This Manual is promulgated
| under the authority thus delegated.|

**EffDte: 02/29/1996 MCRT#: 494 Div: D9 Cav: SecCls:

0-2 TITLE 28, CODE OF FEDERAL REGULATIONS, SECTION 0.137

| "Except as to persons in|Senior Executive Service
| positions reporting directly to the Director of the Federal Bureau of
| Investigation or the Administrator or Deputy Administrator of the Drug
| Enforcement Administration, the Director of the Federal Bureau of
| Investigation and the Administrator of the Drug Enforcement
| Administration are authorized, as to their respective
| jurisdictions,|to exercise the power and authority vested in the
| Attorney General by law to take final action in matters pertaining to
| the employment, direction, and general administration (including
| appointment, assignment, training, promotion, demotion, compensation,
| leave,|awards,|classification, and separation) of personnel, including
| personnel in wage board positions. All personnel actions taken under
| this section shall be subject to post-audit and correction by the
| Assistant Attorney General for Administration."

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***** END OF REPORT *****

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